

**CITY OF OPELOUSAS
OPELOUSAS, LOUISIANA
REGULAR MEETING MINUTES
JUNE 13, 2023**

The Council of the City of Opelousas, Parish of St. Landry, State of Louisiana, convened in a regular session on this 13th day of June 2023 at 5:00 p.m.

With Mayor Julius Alsandor presiding, the meeting was called to order.

Mayor Alsandor requested the Clerk to call the roll and the following Council members were PRESENT: Marvin Richard, Milton Batiste III, Delita Rubin-Broussard, Charles Cummings, Sherell Roberts, and Chasity Davis-Warren. ABSENT: None.

A moment of silent meditation was observed. Pastor Stuart Amidon, Christ Church, Opelousas, Louisiana led the Prayer and Mr. Freddie Herpin, military veteran and *St. Landry Now* online news media photographer, led the Pledge of Allegiance.

On a motion by Alderwoman Chasity Davis-Warren and seconded by Alderwomen Sherell Roberts and Delita Rubin-Broussard, it was resolved to approve the minutes of a Regular Meeting held 05/09/2023. A roll call vote was taken with the following results:
YEAS: Marvin Richard, Milton Batiste III, Delita Rubin-Broussard, Charles Cummings, Sherell Roberts, and Chasity Davis-Warren.
NAYS: None.
ABSENT: None.

On a motion by Alderman Charles Cummings and seconded by Alderwoman Delita Rubin-Broussard, it was resolved to approve the following changes to the agenda:

- Under the NEW BUSINESS Section, deleting Items 15 – 18, per City Attorney Broussard’s recommendation, due to Planning Commission not having a quorum at their 06/12/2023 meeting.

A roll call vote was taken with the following results:
YEAS: Marvin Richard, Milton Batiste III, Delita Rubin-Broussard, Charles Cummings, Sherell Roberts, and Chasity Davis-Warren.
NAYS: None.
ABSENT: None.

On a motion by Alderman Marvin Richard and seconded by Alderwoman Chasity Davis-Warren, it was resolved to approve the following changes to the agenda:

- Under the RESOLUTIONS Section, adding “ADOPT A RESOLUTION AUTHORIZING THE MAYOR TO APPLY FOR FY2023 BUREAU OF JUSTICE ASSISTANCE (BJA) GRANT OF THE OFFICE OF JUSTICE PROGRAMS (OJP), U.S. DEPARTMENT OF JUSTICE IN THE AMOUNT OF ONE HUNDRED FORTY-NINE THOUSAND SIX HUNDRED TWENTY-FOUR DOLLARS AND EIGHT CENTS (\$149,624.08) ON BEHALF OF THE OPELOUSAS POLICE DEPARTMENT”.
- Under the CONSENTS (Personnel) Section, adding “Approve the Police Chief’s Recommendation of Hire of Grace Hadley as a Police Officer Recruit, effective 06/26/2023”.

A roll call vote was taken with the following results:
YEAS: Milton Batiste III, Delita Rubin-Broussard, Charles Cummings, Sherell Roberts, Chasity Davis-Warren, and Marvin Richard.
NAYS: None.
ABSENT: None.

On a motion by Alderman Marvin Richard and seconded by Alderwoman Delita Rubin-Broussard, it was resolved to adopt the agenda with the approved changes. A roll call vote was taken with the following results:

YEAS: Milton Batiste III, Delita Rubin-Broussard, Charles Cummings, Sherell Roberts, Chasity Davis-Warren, and Marvin Richard.
NAYS: None.
ABSENT: None.

ANNOUNCEMENTS

- COVID-19 Update from Opelousas General Health Systems (OGHS) representative. Mayor Alsandor gave the following update from OGHS: No negative news—continue to encourage immunizations and practice good hand hygiene. If feeling sick, stay home and isolate.
- Updates/Presentation by Mayor Julius Alsandor.
- Reading of Public Comments/Questions, if any. None.

REPORTS

Committee Reports: Budget Committee.

CITY OF OPELOUSAS - BUDGET COMMITTEE MINUTES - Thursday, May 25, 2023 @ 6:00 P.M.

COMMITTEE MEMBERS PRESENT: Charles Cummings, Chairman; Sherell Roberts, Vice-Chairwoman; Milton Batiste III and Delita Rubin-Broussard. ABSENT: None.

A moment of silent meditation was observed. Alderwoman Delita Rubin-Broussard led the Prayer and Alderman Milton Batiste III led the Pledge to the U. S. Flag.

Alderman Cummings asked if there were any changes to the agenda. The following changes were requested:
Adding Item No. 3, “Discuss contracting Mr. Stephen Woods to finish the Budget process”.

On a motion by Alderwoman Delita Rubin Broussard and seconded by Alderman Milton Batiste III, it was resolved to accept the agenda with the requested changes. A roll call vote was taken with the following results:

YEAS: Charles Cummings, Sherell Roberts, Milton Batiste III, and Delita Rubin-Broussard.
NAYS: None.
ABSENT: None.

- Discuss Ms. Patrice Melnick’s request for new HVAC system for the Museum. Alderman Cummings stated that they would take this matter under advisement during the upcoming Budget process. No action needed at this time.
- Discuss allocation for second ARP funds. Alderman Cummings questioned the tentative disbursements that the Mayor had proposed for the second round of ARPA funds received. Mayor Alsandor was not in attendance and Mr. Anthony Daniel, CAO, was not able to answer all of the inquiries. He did note that several of the projects were block grants and funding that required matching funds from the City.

| AMERICAN RESCUE PLAN | | 2022-2023 | State 555 | Capital Outlay | Balance |
|--|-----------|----------------|-------------------------------------|-------------------|-------------|
| EST. Total Revenue/Funding-Tenative/Proposal Disbursement | | CITY MATCH | MATCH | Rec'd/Budgeted | City Owes |
| Water Metering Replacement/ (MO&A, W-300), (FP&C #50-MM-6-18-01) | on going | \$2,215,440.00 | \$2,080,000 | \$4,295,000.00 | \$1,021,540 |
| Sewer Plant Upgrades (Sewer Sector Funds) (STP-85) | on-going | \$569,200 | 2,564,100 | \$3,133,300 | \$315,200 |
| Opelousas Street/Drainage Project (50-MM-6-20-02) (MO&A 5-539) | on going | \$1,080,566.00 | 2,000,000 | \$3,080,500 | \$63,000 |
| Med South Water Storage Tank Replacement, 50-MM-6-20-01 (MO&A 302), Relocation of water line on Rice lane and Wallier Street | on-going | \$169,000.00 | \$500,000 | \$670,667.00 | \$169,000 |
| City of Opelousas Sewer Pump Stations Upgrade (MO&A, SC-261) | on-going | \$242,260 | \$1,852,650 | \$2,094,900 | \$142,560 |
| (LA Love Grant) Park Improvements, (North, South, Greenwood, Natchez Blvd) | on going | \$62,000.00 | \$100,000 | \$462,000 | \$62,000.00 |
| Opelousas Library Renovation/Upgrade/Community Center Funding Library/\$500,000 and Community Center/1,000,000 | on-going | \$211,599.00 | \$1,500,000 | \$1,711,599 | \$211,500 |
| 2023 LCORIS/Street Low Moderate Neighborhood Street Grant | Requested | \$265,780.00 | \$1,600,000 | \$1,865,785 | \$265,780 |
| City Revenue Loss | Estimated | \$746,710.50 | | | |
| LA State Treasury Act 120 (state allocation for track/field) Funding FD & C Project #50-MM-6-21-01, (Track & Field Construction Funding) LA State Treasury Act 45 (state allocation Community Center) Funding, | | | \$200,000 \$800,000 \$500,000 | | |
| 2022-2023 Estimated Matching City Funds for projects | | \$2,187,000 | | | \$2,187,000 |
| 2ND Total, Matching monies and revenue loss of ARPA disbursement | | 2,933,400.50 | | \$17,305,751.00 | |
| Total Disbursements of ARPA Funding | | \$5,866,801.00 | | \$5Capital Outlay | |

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On a recommendation by Alderman Milton Batiste III and seconded by Alderwoman Sherell Roberts, it was resolved to forward to the full council for a vote. A roll call vote was taken with the following results:
YEAS: Charles Cummings, Sherell Roberts, Milton Batiste III, and Delita Rubin-Broussard.
NAYS: None.
ABSENT: None.

3. *Discuss contracting Mr. Stephen Woods to finish the Budget process.* Alderman Batiste stated that he knows with the State there is a window of time before you can come back to an agency you resigned from. On a recommendation by Alderman Charles Cummings and seconded by Alderman Milton Batiste III, it was resolved to forward to the full council to have the City Attorney offer his recommendation on this matter. A roll call vote was taken with the following results:
YEAS: Charles Cummings, Sherell Roberts, Milton Batiste III, and Delita Rubin-Broussard.
NAYS: None.
ABSENT: None.

On a motion by Alderwoman Sherell Roberts, seconded by Alderwoman Delita Rubin-Broussard and unanimously carried, it was resolved to adjourn. The Budget Committee Meeting was adjourned at 6:40 p.m.

On a motion by Alderwoman Sherell Roberts and seconded by Alderwoman Delita Rubin-Broussard, it was resolved to accept the Budget Committee Report as presented. A roll call vote was taken with the following results:
YEAS: Delita Rubin-Broussard, Charles Cummings, Sherell Roberts, Chasity Davis-Warren, Marvin Richard, and Milton Batiste III.
NAYS: None.
ABSENT: None.

Review Monthly Finances. A copy of the financial report for the month of May 2023 was presented to the Council. On a motion by Alderwoman Sherell Roberts and seconded by Alderman Charles Cummings, it was resolved to accept the Monthly Financial Report for May 2023 as presented. A roll call vote was taken with the following results:
YEAS: Charles Cummings, Sherell Roberts, Chasity Davis-Warren, Marvin Richard, Milton Batiste III, and Delita Rubin-Broussard.
NAYS: None.
ABSENT: None.

Engineer’s Monthly Status Report. A copy of the Engineer’s Monthly Status Report was provided to the Council members. Mr. Jarrell gave updates on the following items:
REPLACEMENT OF WATER METERS (W#300 CAPITAL OUTLAY): Initial meter change out commenced on December 6, 2022, and additional installation crews have been added in January and February. The number of installation crews has varied during the month for various reasons. Weekly meetings are being held with the contractor, City, MGA, and E Source (City Consultant) to discuss and address outstanding issues. Over the course of the project, there has been very little participation by city management in the weekly meetings. Currently, there is a lack of qualified city personnel to support the field installation work and implementation of the new reading and billing functions. The recent involvement of the Public Works Director and CAO has improved the situation and positive improvements are encouraging, but falling fall short of what is required by City to manage system. DEQ - Loan Pre-Application for \$25M for WWTP Upgrades and Sewer Collection System Rehabilitation was submitted to DEQ. The purpose of the loan request is to obtain financing to address violations contained in the EPA Administrative Order, DEQ Compliance Order and LDH Compliance Order. DEQ responded on June 21, 2022 with a letter stating that the loan request was approved pending the City's ability to satisfy all regulatory and financial requirements. DEQ has since advised that current revenues are insufficient to obtain the loan and additional revenues will have to be generated to finance the loan and obtain Bond Commission approval. The city adopted a rate ordinance on May 9, 2023 and an application to borrow the \$25M has been submitted to the State Bond Commission for consideration. City is in process of requesting a six (6) month extension to DEQ to complete the loan process.
DEQ COMPLIANCE ORDER (SG#251): City received DEQ Compliance Order on February 18, 2022. Order requires issues at WWTP and overflows and bypasses in collection system be addressed. The city has submitted a plan of action to address but is subject to funding, which has not been secured. No funding is currently in place and City is working on loan application approval with DEQ for \$25M loan to address compliance issues outlined in EPA Administrative Order, DEQ Compliance Order and LDH Compliance Order (Ref. paragraph above). The lack of qualified and knowledgeable personnel is a major contributor to the non-compliance issues not being addressed. Some of the WWTP issues will be addressed in MGA Project STP#85. Detailed progress report submitted to DEQ quarterly and copy of the March 2023 quarterly report submitted to DEQ was previously provided to the council. The city has hired CENLA Environmental Services to assist the city with compliance reporting.
LDH COMPLIANCE ORDER (SC#251): City received Compliance Order on October 17, 2022, from LDH. Order requires City to address overflows and bypasses in collection system and WWTP issues. The order requires the City to submit a plan of action for comprehensive rehabilitation of collection system to eliminate inflow/infiltration and upgrades to WWTP. Response to order submitted to LDH on October 24, 2022, requesting amendment to mandated schedule. A copy of the city's response was provided to the General Services Committee at their meeting on March 8th. City's request for amendment to compliance schedule was received by the city in December 2022 (LDH Letter dated Dec. 9, 2022), but not provided to MGA for review. MGA obtained a copy of the LDH response from CENLA and MGA understands that CENLA is preparing response for city. No funding has been provided to address mandated actions. Additionally, the lack of qualified and knowledgeable personnel in the wastewater department will prevent the city from complying with current and future regulatory issues facing the city.

On a motion by Alderman Milton Batiste III and seconded by Alderwoman Chasity Davis Warren, it was resolved to accept the Engineer’s Monthly Status Report as presented. A roll call vote was taken with the following results:
YEAS: Sherell Roberts, Chasity Davis-Warren, Marvin Richard, Milton Batiste III, Delita Rubin-Broussard, and Charles Cummings.
NAYS: None.
ABSENT: None.

Presentation by City Attorney. Attorney Travis Broussard stated that he had no report this month.

OLD BUSINESS

ADOPT A RESOLUTION AUTHORIZING EXPENDITURE OF FUNDS RECEIVED UNDER THE AMERICAN RESCUE PLAN ACT OF THE SECOND DISBURSEMENT OF THE ARPA FUNDING.

RESOLUTION NO. 16 OF 2023

A RESOLUTION AUTHORIZING EXPENDITURE OF FUNDS RECEIVED UNDER THE AMERICAN RESCUE PLAN ACT

WHEREAS, the City of Opelousas received the second half of funding in the amount of \$2,933,400.50 under the American Rescue Plan Act (the “ARP”);
WHEREAS, the ARP provided local governments like Opelousas with direct, flexible support from the federal government;
WHEREAS, prior to spending any of the funds the ARP requires municipalities to report to the Treasury Department of the United States the manner in which such municipalities propose to allocate and spend funds received under the ARP;
WHEREAS, City of Opelousas proposes to spend funds received under the ARP as follows:

| AMERICAN RESCUE PLAN | | 2022-2023 | State \$\$\$ | Capital Outlay | Balance |
|---|-----------|----------------|-------------------------------------|-------------------|-------------|
| Est. Total Revenue/Funding-- Tentative/Proposal Disbursement | | CITY MATCH | MATCH | Rec'd/Budgeted | City Owes |
| Water Metering Replacement/ (MG&A, W-300), (FP&C #50-MM-6-18-01) | on-going | \$2,215,440.00 | \$2,080,000 | \$4,295,000.00 | \$1,021,530 |
| Sewer Plant Upgrades (Sewer Sector Funds) (STP-85) | on-going | \$569,200 | 2,564,100 | \$3,133,300 | \$315,200 |
| Opelousas Street/Drainage Project (50-MM-6-20-02) (MG&A 5-539) | on-going | \$1,080,566.00 | 2,000,000 | \$3,080,500 | \$62,000 |
| Med-South Water Storage Tank Replacement , 50-MM-6-20-03 (MG&A-302), Relocation of water lines on Rice lane and Wallier Street | on-going | \$369,000.00 | \$500,000 | \$676,667.00 | \$369,000 |
| City of Opelousas Sewer Pump Stations Upgrade (MG&A, SC-261) | on-going | \$242,260 | \$1,852,650 | \$2,094,900 | \$342,560 |
| (LA Love Grant) Park Improvements, (North, South, Greenwood, Natchez Blvd) | on-going | \$62,000.00 | \$400,000 | \$462,000 | \$62,000.00 |
| Opelousas Library Renovation Upgrade/Community Center Funding Library/\$500,000 and Community Center/1,000,000 | on-going | \$211,599.00 | \$1,500,000 | \$1,711,599 | \$211,599 |
| 2023 LCDRG/Street Low-Moderate Neighborhood Street Grant | Requested | \$265,780.00 | \$1,600,000 | \$1,865,785 | \$265,780 |
| City Revenue Loss | Estimated | \$749,730.00 | | | |
| LA State Treasury Act 120 (state allocation for track/field) Funding FP & C Project #50-MM6-21-01, (Track & Field Construction Funding) LA State Treasury Act 45 (state allocation Community Center) Funding. | | | \$200,000 \$800,000 \$500,000 | | |
| 2022-2023 Estimated Matching City Funds for projects | | \$2,187,690 | | | \$2,187,690 |
| 2ND Total, Matching monies and revenue loss of ARPA disbursement | | 2,933,400.50 | | \$17,309,751.00 | |
| Total Disbursements of ARPA Funding | | \$5,866,801.00 | | \$5Capital Outlay | |

CITY OF OPELOUSAS
OPELOUSAS, LOUISIANA
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WHEREAS, at a regular meeting of the City Council in June 2023, on motion of councilmember Charles Cummings and seconded by councilmember Sherell Roberts, the proposed allocation was offered for adoption by the city council of the City of Opelousas, and the following vote was recorded:

YEA: Chasity Davis-Warren, Marvin Richard, Milton Batiste III, Delita Rubin-Broussard, Charles Cummings, and Sherell Roberts.

NAY: None.

ABSENT: None.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Opelousas, that:

1. The City of Opelousas is authorized to spend \$2,933,400.50 of funds received under the ARP as follows:

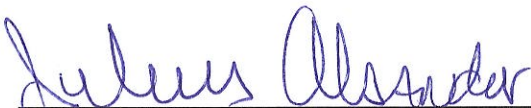
| AMERICAN RESCUE PLAN | | 2022-2023 | State \$\$\$ | Capital Outlay | Balance |
|---|-----------|----------------|-------------------------------------|-------------------|-------------|
| Est. Total Revenue/Funding--Tentative/Proposal Disbursement | | CITY MATCH | MATCH | Rec'd/Budgeted | City Owes |
| Water Metering Replacement/ (MG&A, W-300), (FP&C #50-MM-6-18-01) | on-going | \$2,215,440.00 | \$2,080,000 | \$4,295,000.00 | \$1,021,530 |
| Sewer Plant Upgrades (Sewer Sector Funds) (STP-85) | on-going | \$569,200 | 2,564,100 | \$3,133,300 | \$315,200 |
| Opelousas Street/Drainage Project (50-MM-6-20-02) (MG&A S-539) | on-going | \$1,080,566.00 | 2,000,000 | \$3,080,500 | \$62,000 |
| Med-South Water Storage Tank Replacement , 50-MM-6-20-01 (MG&A-302), Relocation of water lines on Rice lane and Wallior Street | on-going | \$169,000.00 | \$500,000 | \$676,667.00 | \$169,000 |
| City of Opelousas Sewer Pump Stations Upgrade (MG&A, SC-261) | on-going | \$242,260 | \$1,852,650 | \$2,094,900 | \$142,560 |
| (LA Love Grant) Park Improvements, (North, South, Greenwood, Natchez Blvd) | on-going | \$62,000.00 | \$400,000 | \$462,000 | \$62,000.00 |
| Opelousas Library Renovation Upgrade/Community Center Funding Library/\$500,000 and Community Center/1,000,000 | on-going | \$211,599.00 | \$1,500,000 | \$1,711,599 | \$211,599 |
| 2023 LCDBG/Street Low-Moderate Neighborhood Street Grant | Requested | \$265,780.00 | \$1,600,000 | \$1,865,785 | \$265,780 |
| City Revenue Loss | Estimated | \$748,710.00 | | | |
| LA State Treasury Act 120 (state allocation for track/field) Funding FP & C Project #50-MM6-21-01, (Track & Field Construction Funding) LA State Treasury Act 45 (state allocation Community Center) Funding. | | | \$200,000 \$800,000 \$500,000 | | |
| 2022-2023 Estimated Matching City Funds for projects | | \$2,187,690 | | | \$2,187,690 |
| 2ND Total. Matching monies and revenue loss of ARPA disbursement | | 2,933,400.50 | | \$17,309,751.00 | |
| Total Disbursements of ARPA Funding | | \$5,866,801.00 | | \$5Capital Outlay | |

2. The Mayor is authorized to complete all necessary records for the purpose of reporting this allocation to the Treasury Department of the United States Government and/or to the appropriate authorities of the State of Louisiana.

Opelousas, Louisiana this 13TH day of June 2023.

Attest:


LEISA ANDERSON, CITY CLERK


JULIUS ALSANDOR, MAYOR

NEW BUSINESS

On a motion by Alderwoman Sherell Roberts and seconded by Alderman Charles Cummings, it was resolved to approve Contract Change Order No. 1 in the decrease amount of \$330.00 for adjustment of final contract quantities. This change order is for Water & Sewer Improvements (Extensions to Serve Chic-Fil-A) Project, MGA Project BLDG#310. (Contractor: E. B. Feucht & Sons, LLC). A roll call vote was taken with the following results:

YEAS: Marvin Richard, Milton Batiste III, Delita Rubin-Broussard, Charles Cummings, Sherell Roberts, and Chasity Davis-Warren.

NAYS: None.

ABSENT: None.

On a motion by Alderman Marvin Richard and seconded by Alderman Milton Batiste III, it was resolved to accept the Wastewater Pump Station Upgrades Project, LCDBG Contract No. 2000620819, MGA Project SC#261, as substantially complete. (Contractor: Tullier Services, LLC). A roll call vote was taken with the following results:

YEAS: Milton Batiste III, Delita Rubin-Broussard, Charles Cummings, Sherell Roberts, Chasity Davis-Warren, and Marvin Richard.

NAYS: None.

ABSENT: None.

On a motion by Alderman Charles Cummings and seconded by Alderwomen Chasity Davis-Warren and Delita Rubin-Broussard, it was resolved to award contract for the Installation of Park/Playground Equipment Project, LCDBG Contract No. 2000720412, MGA Project S#573, to Glendon Normand Construction, LLC in the amount of \$449,892.50, subject to funds available and engineer's recommendation.

Discuss R.A.M.I. LLC – Travis Rami's request for CONDITIONAL USE approval for property in an NMU ZONE (NEIGHBORHOOD MIXED USE ZONE) at 343 E. Laurent Street to build and operate a Medical Office. **(ITEM DELETED)**

Discuss Aline Niragira's request for CONDITIONAL USE approval for property in an NMU ZONE (NEIGHBORHOOD MIXED USE ZONE) at 517 S. Main Street to open a Child Day Care Center. **(ITEM DELETED)**

Discuss Alvin Thierry – Oliver Thierry's request for CONDITIONAL USE approval for property in an R2 ZONE (RESIDENTIAL 2 ZONE) at 908 Phillip Street to operate a Snow Ball Stand. **(ITEM DELETED)**

Discuss J. S. Clark – Tiffanie Lewis's request for the ANNEXATION and the ZONING OF C1 of the property described as attached (US Hwy 357 @ Coyote Lane). **(ITEM DELETED)**

INTRODUCTION OF ORDINANCES

INTRODUCTION OF AN ORDINANCE AMENDING CHAPTER 28, ARTICLE 1, SECTION 28-40(a) OF THE OPELOUSAS CODE OF ORDINANCES TO INCLUDE THE INTERSECTION OF MONTREAL AND W. LINCOLN STREET AMONG THE LIST OF FOUR-WAY STOP SIGNS.

ORDINANCE

AN ORDINANCE AMENDING CHAPTER 28, ARTICLE 1, SECTION 28-40(a) OF THE OPELOUSAS CODE OF ORDINANCES TO INCLUDE THE INTERSECTION OF MONTREAL AND W. LINCOLN STREET AMONG THE LIST OF FOUR-WAY STOP SIGNS

WHEREAS, Chapter 28 of the Code of Ordinances of the City of Opelousas provides for regulations related to traffic and motor vehicles;

WHEREAS, Article 1, Section 28-40(a) of Chapter 28 provides a list of intersections at which City of Opelousas shall maintain four-way stop signs;

WHEREAS, the intersection of Montreal and W. Lincoln is not currently listed among the twenty-eight (28) intersections at which a four-way stop sign is maintained;

WHEREAS, City of Opelousas believes maintenance of a four-way stop sign at this intersection would promote public safety and welfare for motorists traveling through this intersection, and that installation of such a stop sign at this intersection is in the best interest of the citizens of Opelousas;

WHEREAS, this Ordinance was introduced by Councilwoman Delita Rubin-Broussard at a regular public meeting convened on June 13, 2023 with a quorum present. Thereafter, notice of a public hearing was duly published, and said hearing was held July 11, 2023;

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WHEREAS, on Motion of Councilmember _____ and second by Councilmember _____, this Ordinance was offered for final adoption, and the following vote was recorded:

Yea:

Nay:

Absent:

NOW THEREFORE, BE IT ORDAINED by the governing authority of the City of Opelousas, that Chapter 28, Article 1, Section 28-40(a) is hereby amended, reenacted, and restated so that it reads in its entirety as follows:

(a) Four-way stop signs shall be maintained by the City at the following intersections:

(1) **Montreal and W. Lincoln Streets.**

(2) Court and Grolee Streets.

(3) Court and Jefferson Streets.

(4) Market and Church Streets.

(5) Market and Grolee Streets.

(6) Market and Bertheaud Streets.

(7) Railroad and Park Avenue.

(8) Market Street and Park Avenue.

(9) Bertheaud Avenue and Court Street.

(10) Court and South Streets.

(11) Grolee Street and Garland Lane.

(12) Prudhomme Lane and Wallior Street.

(13) Grolee and Lombard Streets.

(14) Market and Jefferson Streets.

(15) Perry Lane and Wallior Street.

(16) Sandoz and Lombard Streets.

(17) Bertheaud Avenue and Parkview Drive.

(18) Jefferson and East Streets.

(19) Natchez Boulevard and Choctaw Drive.

(20) Shute Street and Oak Street.

(21) Fern and Tennis Streets.

(22) Fern Street and West Park Avenue.

(23) Plaisance and Lincoln Streets.

(24) Liberty Street and South Street.

(25) Lombard and North Streets.

(26) Bertheaud and Washington Streets.

(27) Market and Cherry Streets.

(28) Market and Lincoln Streets.

(29) Adam and Henry Streets.

BE IT FURTHER ORDAINED that this Ordinance shall be effective upon execution by the Mayor, or at midnight of the tenth day after the Mayor's receipt of the Ordinance from the City Clerk whichever shall occur first.

This Ordinance was introduced by Alderwoman Delita Rubin-Broussard.

CONSIDERATION AND ADOPTION OF AMENDMENTS TO PROPOSED ORDINANCES

AMENDMENTS TO THE PROPOSED ORDINANCE AMENDING ORDINANCE NO. 1 OF 2020, SECTION 3-14 TO PROVIDE FOR FURTHER RESTRICTIONS ON SALE AND CONSUMPTION OF ALCOHOLIC BEVERAGES, IF ANY. *(No Amendments)*.

AMENDMENTS TO THE PROPOSED ORDINANCE AMENDING CHAPTER 27, ARTICLE I, II, AND III (PRIVATE AMBULANCES AND NON-EMERGENCY MEDICAL TRANSPORTATION) OF THE CITY OF OPELOUSAS CODE OF ORDINANCES: **(ARTICLE III. - TERMS AND CONDITIONS OF A PERMIT FOR THE PROVISION OF AMBULANCE SERVICES Sec. 11 Limited Permitting.** Under the provisions of Louisiana law, the Opelousas City Council can limit the number of Ambulance permit holders (both emergency and non-emergency) within the jurisdiction of the City. *At the time of enactment of this ordinance, there are three current operators of ambulance service within the City, namely Acadian Ambulance Service, Inc., St. Landry EMS (SLEMS), and Global Medical Response dba Med Express Ambulance Service.*

On a motion by Alderman Charles Cummings and seconded by Alderwoman Delita Rubin-Broussard, it was resolved to accept the amendment as submitted. A roll call vote was taken with the following results:

YEAS: Charles Cummings, Sherell Roberts, Chasity Davis-Warren, Milton Batiste III, and Delita Rubin-Broussard.

NAYS: None.

ABSTAINED: Marvin Richard

ABSENT: None.

PUBLIC HEARINGS

Pursuant to an advertisement in the *Daily World*, a Public Hearing was opened at 6:00 p.m. for A PUBLIC HEARING TO DISCUSS THE INTENTION OF THE CITY OF OPELOUSAS, STATE OF LOUISIANA (THE "CITY"), TO ISSUE UTILITY REVENUE BONDS, IN ONE OR MORE SERIES, IN AN AMOUNT NOT TO EXCEED ONE HUNDRED MILLION DOLLARS (\$100,000,000) FOR THE PURPOSE OF PAYING A PORTION OF THE COST OF CONSTRUCTING AND ACQUIRING ADDITIONS, EXTENSIONS AND IMPROVEMENTS TO THE UTILITY SYSTEM OF THE CITY; AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH. Mayor Alsandor asked the Council and the public if there were any comments or questions about this matter. *No significant opposition was opposed by the Council or the Public.* The Public Hearing was closed at 6:05 p.m.

Pursuant to an advertisement in the *Daily World*, a Public Hearing was opened at 6:05 p.m. for A PUBLIC HEARING FOR CONSIDERATION OF CONDEMNATION/DEMOLITION OF THE FOLLOWING PROPERTIES:

- a. Charles G. Savoy & Jamie Lavine Savoy, (Abandoned Wood Frame Structure), 911 E. Sandoz Street. *(Recommendation for 4 month extension)*
- b. Garman Lafontaine, (Abandoned Wood Frame Structure), 1401 Attakapas Drive. *(Recommendation for 4 month extension)*
- c. Corey Goodman, (Burned Brick Structure), 322 Academy Street. *(Recommendation is for condemnation for demolition)*
- d. Helping Hands, (Burned Abandoned Brick/Block Structure), (S/W Corner of Veazie & W. Landry Street), 1205 W. Landry Street. *(Recommendation is for condemnation for demolition)*
- e. Herbert Columbus Castille, (Abandoned Wood Frame Structure), 622 Joseph Street. *(Recommendation is for condemnation for demolition)*
- f. Henry Jackson, C/O Carisa Bernard, (Abandoned Wood Frame Structure), 426 S. Liberty Street. *(Recommendation is for condemnation for demolition)*
- g. Celina Savoie Richard, C/O Raymond Richard, (Abandoned Wood Frame Structure), 833 East Street. *(Recommendation is for condemnation for demolition)*

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- h. Caleb Semien, Barbara J. Donatto Haydel ETALS (T/S), (Abandoned Wood Frame Structure), 637 Planters Street. *(Recommendation is for condemnation for demolition)*
- i. St. Landry Parish Police Jury, Marva Broussard Allison (T/S), (Abandoned Wood Frame Structure), 619 Joseph Street. *(Recommendation is for condemnation for demolition)*
- j. Opelousas City of, (Abandoned Concrete Block Structure), 1025 Cross Street. *(Recommendation is for condemnation for demolition)*

The Public Hearing was closed at 6:30 p.m. On a motion by Alderman Charles Cummings and seconded by Alderwoman Chasity Davis-Warren, it was resolved to accept the recommendations of the Code Enforcement Director regarding the above-mentioned properties. A roll call vote was taken with the following results:

YEAS: Charles Cummings, Sherell Roberts, Chasity Davis-Warren, Marvin Richard, Milton Batiste III, and Delita Rubin-Broussard.

NAYS: None.

ABSENT: None.

Pursuant to an advertisement in the *Daily World*, a Public Hearing was opened at 6:35 p.m. for A PUBLIC HEARING TO DISCUSS AND CONSIDER ADOPTION OF AN ORDINANCE AMENDING ORDINANCE NO. 1 OF 2020, SECTION 3-14 TO PROVIDE FOR FURTHER RESTRICTIONS ON SALE AND CONSUMPTION OF ALCOHOLIC BEVERAGES. *Several bar owners and some members of the public voiced their opposition of this proposed ordinance and several residents living in the bar/club areas voiced their support of this proposed ordinance.* The Public Hearing was closed at 7:23 p.m.

Pursuant to an advertisement in the *Daily World*, a Public Hearing was opened at 7:23 p.m. for A PUBLIC HEARING TO DISCUSS AND CONSIDER ADOPTION OF AN ORDINANCE AMENDING CHAPTER 27, ARTICLE I, II, AND III (PRIVATE AMBULANCES AND NON-EMERGENCY MEDICAL TRANSPORTATION) OF THE CITY OF OPELOUSAS CODE OF ORDINANCES. *No opposition.* The Public Hearing was closed at 7:24 p.m.

ADOPTION OF ORDINANCES (VOTE REQUIRED)

ADOPT AN ORDINANCE AMENDING ORDINANCE NO. 1 OF 2020, SECTION 3-14 TO PROVIDE FOR FURTHER RESTRICTIONS ON SALE AND CONSUMPTION OF ALCOHOLIC BEVERAGES.

**ORDINANCE NO. 06 OF 2023
AN ORDINANCE AMENDING ORDINANCE NO. 1 of 2020,
SECTION 3-14 TO PROVIDE FOR FURTHER RESTRICTIONS ON SALES AND
CONSUMPTION OF ALCOHOLIC BEVERAGES**

WHEREAS, the Opelousas Police Department has advised the governing authority of the City of Opelousas that it believes further regulation of the sale and consumption of alcoholic beverages in the City of Opelousas would promote greater health and safety for residents and visitors of Opelousas;

WHEREAS, the governing authority desires to accept such recommendation and advice from the Police Department;

WHEREAS, the governing authority desires to amend, reenact, and restate Section 3-14 of Ordinance No. 1 of 2020; and

WHEREAS, this Ordinance was introduced at a council meeting on the 9th of May, 2023 by council member Charles Cummings, and a public hearing was held on the 13th day of June, 2023. Thereafter, on motion of councilmember Sherell Roberts and second by councilmember Delita Rubin-Broussard, a vote was held and the following results were recorded:

Yea: Sherell Roberts, Chasity Davis-Warren, Marvin Richard, Delita Rubin-Broussard, and Charles Cummings.

Nay: Milton Batiste III.

Absent: None.

NOW THEREFORE, BE IT ORDAINED by the governing authority of the City of Opelousas, that Ordinance No. 1 of 2020, Section 3-14 titled "Restrictions on Sales of Alcoholic Beverages", is hereby amended, reenacted, and restated so that it reads in its entirety as follows:

Section 3-14 Restrictions on Sales of Alcoholic Beverages.

- (a) Except as otherwise provided by this Chapter, it shall be unlawful for anyone to sell or serve alcoholic beverages or beer in any business establishment licensed under this chapter between the hours of 2:00 a.m. and 11:00 a.m. on Sundays, between the hours of 12:00 midnight and 6:00 a.m. on Mondays, and between the hours of 2:00 a.m. and 6:00 a.m. on Tuesdays, Wednesdays, Thursdays, Fridays, and Saturdays. The consumption of any alcohol on such premises is prohibited after 12:30 a.m. on Mondays and after 2:30 a.m. on all other days of the week.
- (b) It shall be unlawful for anyone to sell or serve alcoholic beverages under a special events permit between the hours of 12:00 a.m. and 12:00 p.m.
- (c) In any establishment or part thereof where alcoholic beverages are the principal items sold or handled, the alcoholic beverage permit shall remove all patrons and members of the public from the premises by 12:30 a.m. on Mondays and 2:30 a.m. on all other days. However, the permit holder, and his employees and/or agents may remain on the premises during the aforementioned hours for the purpose of closing operations, taking stock, cleaning up and other legitimately business related to activities. In all other businesses licensed under this chapter, the physical part of the premises where alcoholic beverages or beer are located shall be closed by physical restraints so as to deny access by patrons and to permit reasonable enforcement of these provisions.
- (d) This section shall apply to any business establishment for which the sale of alcoholic beverages constitutes less than fifteen (15) percent of its gross revenue. For purposes of evaluating gross revenue under this section, revenue received from admission to the business establishment or event shall not be considered.
- (e) It shall be unlawful for any person to sell or permit the sale of Alcoholic beverages as herein defined, in any manner or form whatsoever, in any place or building used as a dwelling, boarding, lodging or rooming house, unless there is a clearly defined separation by wall of the place in the said building wherein the business for which to operate herein has been granted; and further provided, that no part of the said business is carried in such dwelling portion; however, this provision shall not prevent the issuance of a permit for such sale by any recognized and duly licensed restaurant or café, in discretion of the governing authority.
- (f) No permit provided for herein shall be issued for any business situated within three hundred (300) feet or less from any church, synagogue, library, school or playground. The measurement of this distance shall be made from the nearest point of the property line of the church, synagogue, library, playground or school to the nearest point of the property line of the premises to be licensed.
- (g) It shall be unlawful for any person operating a business providing for the sale of alcoholic beverages, as defined in this Code of Ordinances, or any place of entertainment or pool hall open to public, conducted [sic] in such a manner as to disturb the public peace and quiet of the neighborhood, particularly permitting consumption of alcoholic beverages outside

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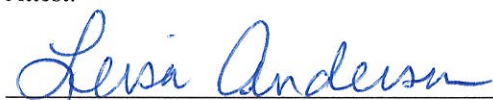
of the premises of such establishment, within thirty (30) feet thereof, by any person or persons occupying a motor vehicle, standing or sitting thereabout.

- (h) In no way shall this section be enforced in such a manner as to deny any first amendment right to anyone and is not directed against individuals, but is intended to prohibit owners from permitting such places to become dives, hangouts and places of gathering which is inconsistent with maintaining orderly business operations and at the same time maintaining the quiet and dignity of neighborhoods and at the same time preventing gatherings in such places as to constitute a public nuisance.
- (i) It shall be unlawful for any person to perform as an exotic, nude or topless dancer or to otherwise appear in a nude condition, as such is defined in subsection (a) hereof, in or on the premises of an establishment where alcoholic beverages are consumed or sold.
- (j) It shall be unlawful for any person, firm, partnership or corporation required hold an alcoholic beverage permit to allow exotic, nude, semi-nude or topless dancing in or on the premises of any *establishment*, where alcoholic beverages are sold or consumed. Any violation of this section is hereby declared to be a public nuisance and shall result in the appropriate city authority to initiate proceedings against such alcoholic beverage permits. Such proceedings and remedies may be or not; (1) seek appropriate injunctions, temporary or permanent; (2) to suspend, terminate, or revoke any permit or license issued by the city to such person, firm or partnership or corporation; (3) together with any and all appropriate penalties, fines or other provision to give full effect to this section.
- (k) It shall be unlawful for any person conducting a place of business for the sale of or where consumption of the beverages as herein defined is permitted to exhibit or suffer to be kept in said place of business any immodest, vulgar or obscene pictures, books or papers or any pictures or any mechanical contrivance containing same.
- (l) No intoxicated persons shall be permitted where said beverages are sold and any retailer selling to any person appearing to be intoxicated shall be guilty of an offense against the city.

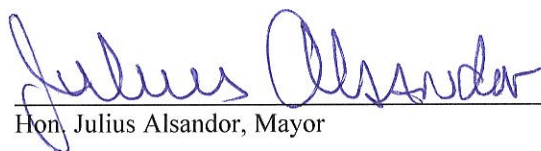
This Ordinance was adopted by the City Council on June 13, 2023, and forwarded to the Mayor within ten (10) days thereof. Opelousas, Louisiana this 13th day of June 2023.

This Ordinance shall become effective on July 13, 2023.

Attest:



Leisa Anderson, City Clerk



Hon. Julius Alsandor, Mayor

ADOPT AN ORDINANCE AMENDING CHAPTER 27, ARTICLE I, II, AND III (PRIVATE AMBULANCES AND NON-EMERGENCY MEDICAL TRANSPORTATION) OF THE CITY OF OPELOUSAS CODE OF ORDINANCES.

ORDINANCE NO. 07 OF 2023

**AN ORDINANCE AMENDING CHAPTER 27, ARTICLE I, II, AND III
(PRIVATE AMBULANCES AND NON-EMERGENCY MEDICAL TRANSPORTATION)
OF THE CITY OF OPELOUSAS CODE OF ORDINANCES**

This Ordinance was introduced by Council Member Sherell Roberts at a public meeting on May 9, 2023. A public hearing was lawfully advertised and held on June 13, 2023. Thereafter, on Motion of Councilmember Chasity Davis Warren and Second by Councilmember Milton Batiste III, it was offered for final adoption, and the following vote was recorded:

Yay: Chasity Davis-Warren, Milton Batiste III, Delita Rubin-Broussard, and Charles Cummings.

Nay: Sherell Roberts.

Absent: None.

Abstain: Marvin Richard.

ARTICLE I. - IN GENERAL

• **Sec. 1 Definitions.**

The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Advanced life support (ALS) means prehospital emergency medical care provided under the direction of a licensed physician providing medical control by established medical protocols.

Advanced life support ambulance means any publicly or privately owned vehicle equipped or used for transporting the wounded, injured, sick or dead by stretcher including emergency vehicles used for that purpose, but not including funeral coaches or stretcher vans used exclusively as such. Said vehicle shall provide space for a driver, two attendants and a minimum of two litter patients so positioned that at least one patient, when applicable, can be given advanced life support during transit. The vehicle must be permanently equipped, as part of its regular equipment, with the minimum essential equipment in consistent with the bureau of emergency medical services regulations.

Ambulance means any authorized emergency vehicle, equipped with warning devices, designed and operated as a part of a regular course of conduct or business to transport a sick or injured individual or which is advertised or otherwise held out to the public as such. "Ambulance" shall not mean a hearse or other funeral home vehicle utilized for the transportation of the dead. Said vehicle shall provide space for a driver, two attendants and a minimum of two litter patients so positioned that at least one patient can be given intensive life support during transit.

Basic life support ambulance (BLS) means an ambulance equipped with a level of training that does not involve any advance medical procedures or administration of drugs. BLS units provide basic life saving and life sustaining interventions while transporting a patient to a hospital.

Bureau of emergency medical services (BEMS) means the governing agency for the training and certification of emergency medical service (EMS) instructors and providers.

Care giver shall mean, individually and collectively, an emergency medical technician-basic, emergency medical technician-intermediate, or emergency medical technician-paramedic.

Certified emergency medical technician-basic means an individual who has successfully completed an emergency medical technician-basic training program developed and promulgated by the United States Department of Transportation and adopted by the bureau, who is nationally registered, and who is certified by the bureau.

Certified emergency medical technician-intermediate means any individual who has successfully completed an emergency medical technician-intermediate training program developed and promulgated by the United States Department of Transportation and adopted by the bureau, who is nationally registered, and who is certified by the bureau.

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Certified emergency medical technician-paramedic means any individual who has successfully completed an emergency medical technician-paramedic training program developed and promulgated by the United States Department of Transportation and adopted by the bureau, who is nationally registered, and who is certified by the bureau.

Certified emergency medical responder means any individual who has successfully completed an emergency medical responder education program based on National EMS Education Standards approved by the Louisiana Bureau of EMS and who is licensed by the Louisiana Bureau of EMS.

Customary charge or customary rate means the uniform amount that the provider charges for a specific medical procedure or service in similar localities before the application of any type of federal or contractual write off.

Driver means any person who physically drives an ambulance.

Emergency means a medical condition of recent onset and severity, including severe pain, that would lead a prudent layperson, acting reasonably and possessing an average knowledge of health and medicine, to believe that the absence of immediate medical attention could reasonably be expected to result in: (a) placing the health of the individual, or with respect to a pregnant woman the health of the woman or her unborn child, in serious jeopardy; (b) serious impairment to bodily function; or (c) serious dysfunction of any bodily organ or part.

Emergency patient shall mean an individual who is ill, injured, or otherwise incapacitated and is at risk of needing medical care during transportation by stretcher to or from a health care facility.

Emergency medical service advisory board means the advisory board established pursuant to this chapter which board shall have the primary oversight over the terms and conditions of the provision of ambulance service within the City.

Non-emergency means all prescheduled medical care and transportation that is not emergent in nature as defined above.

Owner or operator means any person who owns, controls, or operates an ambulance for purposes of providing emergency and/or non-emergency medical care and transportation.

City means for purposes of this ordinance, the incorporated areas of the City of Opelousas, Louisiana.

Person includes any person, firm, partnership, association, company or organization of any kind.

Prescheduled means arrangements have been made for transportation at least seventy-two hours in advance of the scheduled pick-up time.

Provider shall mean that person, company and/or legal entity which, under a contractual agreement with the city, provides emergency and non-emergency ambulance service within the jurisdiction of the city.

Sprint unit means any emergency vehicle with fully visual and audible warning signals operated by a certified ambulance service, the primary purpose of which is to respond to the scene of a medical emergency to provide emergency medical stabilization or support, or command, control, and communications, but which is not an ambulance designed or intended for the transport of a patient regardless of its designation.

- **Sec. 2. - Territorial applicability.**

The provisions of this chapter apply in the incorporated areas of the City of Opelousas, Louisiana.

- **Sec. 3. - Penalties.**

(a) In this chapter, the term *violation of this Code* means:

- (1) Doing an act that is prohibited or made or declared unlawful, an offense or a misdemeanor by ordinance or by rule or regulation authorized by ordinance;
- (2) Failure to perform an act that is required to be performed by ordinance or by rule or regulation authorized by ordinance; or
- (3) Failure to perform an act if the failure is declared a misdemeanor or an offense or unlawful by ordinance or by rule or regulation authorized by ordinance.

(b) The imposition of a penalty does not prevent revocation or suspension of a license, permit or franchise.

(c) Continuous or repeated violations of this Code may be abated by injunctive or other relief, and the imposition of a penalty under this chapter or any other provision of law does not constitute an election of remedies and shall not prevent an award of injunctive or other relief.

(d) It shall be illegal for any person(s) and/or entity to operate and provide service with transport origination in the City of Opelousas or to provide public or private standby service within the City other than a permitted provider in good standing with the City. Any such unauthorized operation of an ambulance service shall result in a fine of not more than \$500.00 or 30 days imprisonment or both, per violation, as well as the impoundment of any vehicle operating in violation thereof.

ARTICLE II. - EMERGENCY MEDICAL SERVICE ADVISORY BOARD

- **Sec. 4. - Board established.**

(a) Within sixty days of the adoption of this ordinance, the City Council shall designate a committee of the City Council to serve as the emergency medical service advisory board and shall have a minimum of five members.

(b) *Name*. The board shall be known as the emergency medical service advisory board.

- **Sec. 5. - Meetings.**

The board shall meet at any time on the call of the Mayor, the City Council or on the written request of any four members. The board will meet regularly at least semi-annually. All meetings of the board shall be opened to the public as provided by law. The board may make its own rules and regulations concerning the conduct of its meetings.

- **Sec. 6. - Organization and quorum of the board.**

The board shall elect, at its first meeting, and annually thereafter, a chairman, a vice chairman and a secretary from its membership. The term of each officer shall be for one year with eligibility for reelection. Four members of the board shall constitute a quorum for all purposes.

- **Sec. 7. - Reports.**

The board shall keep an accurate record of all its meetings and shall, at least annually, give the mayor, and City Council a written report of the board's activities for the prior year. The board shall provide the clerk of the city council copies of the minutes of each of its meetings.

- **Sec. 8. - Legal representation.**

The City Council attorney or his/her designee shall serve as the legal advisor to the board.

- **Sec. 9. - General policy.**

The board shall be subject to the general policy for all boards and commissions as established by the Opelousas City Council.

- **Sec. 10. - Duties and authority of board.**

The board shall have the following duties and authority:

- (1) As desired, the board may review and recommend to the city council any changes in this chapter regulating ambulance services.
- (2) As desired, the board may review and recommend to the city council any changes in the standards and procedures with reference to the provision of emergency medical services.
- (3) The board will respond to any complaint concerning the quality of all emergency medical services provided in the City.
- (4) The board will respond to any complaint concerning rates and charges by emergency medical service providers in the City and can make any recommendation concerning the same to the City council.

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- (5) As desired, the board may review and recommend to the City council any recommendations which it has concerning the provision of any emergency medical service to the citizens of the City beyond the provision of ambulance services including, but not limited to, emergency medical service programs such as the "First responder program", programs for the deployment of automated external defibrillators and the "heart starter" CPR initiative, by way of illustration only and not by way of limitation.
- (6) The board will hear any complaint of any citizen of the City with reference to the provision of emergency medical services under this chapter. The hearing of complaints by the board will be conducted under the following procedure:
- All complaints must be in writing. All written complaints must be directed initially to the clerk of the city council.
 - The clerk of the City council will notify the chairman of the emergency medical service advisory board in writing of the receipt of any written complaint.
 - Upon the receipt of any written complaint by the board, the board will notify the emergency medical service provider in writing of the complaint, will furnish a copy of the written complaint to the provider, and will allow 30 days for the provider to respond in writing to the complaint.
 - The board will furnish a copy of the written response of the emergency medical service provider to the complaining party upon the receipt of same.
 - The board will attempt to mediate and resolve the complaint, if possible. If the complaint is resolved, notice of the resolution will be sent by the board to the complaining party and to the emergency medical service provider.
- (7) If the complaint is not able to be resolved by the board, the board will refer the complaint, together with the response of the provider, to the Opelousas City Council with any recommendation that the board deems appropriate. The action taken by the City Council, if any, shall be deemed dispositive of any such complaint.

ARTICLE III. - TERMS AND CONDITIONS OF A PERMIT FOR THE PROVISION OF AMBULANCE SERVICES

• **Sec. 11. - Limited Permitting.**

Under the provisions of Louisiana law, the Opelousas City Council can limit the number of Ambulance permit holders (both emergency and non-emergency) within the jurisdiction of the City.

- At the time of enactment of this ordinance, there are three current operators of ambulance service within the City, namely Acadian Ambulance Service, Inc., St. Landry EMS (SLEMS) and Global Medical Response dba Med Express Ambulance Service.
- Each of the current operators will be issued a permit so long as they are in compliance with Section 13 Conditions of Permitting.
- Hereafter, if one or more the current permit holders, named above, discontinues operation in the City, for any reason whatsoever, voluntary or involuntary, then:
 - Each of the remaining permit holders shall be given written notice by the secretary/ clerk of the Council of the discontinuation of service by the exiting permit holder; and
 - Within sixty (60) days of such notice, each or either of the remaining permit holders shall provide a written plan to the Council on their ability, either jointly or individually, to absorb the transport capacity previously filled by the exiting provider.
- No additional permit(s) shall be issued to a new provider, unless:
 - All existing providers fail to provide a plan to fill the exiting providers transport capacity; or
 - The Council finds that the plan(s) submitted will not provide adequate, high quality, consistent service to the citizens of the City and a new provider proves there exists a public need and necessity to permit an additional provider; and
 - Any new provider wishing to obtain a permit must meet the criteria set forth in Section 13:

• **Sec. 12. - Term of permit**

The term of any permit shall be renewable annually if the following conditions are met:

- Permit fee is paid within thirty (30) days of anniversary date, upon the giving of written notice by the Opelousas City Clerk;
- The permit holder is in good standing with the City and compliant with all terms of this ordinance; and
- The permit holder has not filed for bankruptcy or

• **Sec. 13. - Conditions of permitting for the provision of ambulance service.**

Any provider of ambulance services for the City must meet the following conditions:

- (1) The provision of a full time physician to serve as medical director of ambulance service. The medical director or his/her designee shall be responsible for all quality-of-care issues and shall provide reports to the emergency medical service advisory board regarding response to complaints made to the council, and any other quality of care issue. Those reports shall be sent to the clerk of the city council. By full time it is meant that the medical director shall have no other employment other than his/her employment with the ambulance service, which employment shall be a minimum of 40 hours per week.
- (2) Rotor wing service: The provider shall have the ability to provide emergency and non-emergency advanced life support ambulance service for the duration of its contract. Additionally, residents within the jurisdiction of the City shall have access to (upon a showing of appropriate need) the provider's medical helicopter and fixed-wing air ambulance aircraft. The provider must agree that for the duration of its permit with the City it shall be obligated to maintain at least one medically configured advanced life support helicopter stationed in or within 40 miles of the City and available on a full-time 24-hour basis. The helicopter shall be staffed at all times by a Federal Aviation Administration ("FAA")-licensed pilot, nationally registered paramedic and/or registered nurse. The provider must also agree that it shall be obligated to maintain a backup advanced life support helicopter (in the event the primary helicopter is not operational) on a full-time 24-hour basis, stationed not more than 75 air miles from the City of Opelousas line.
- (3) Insurance required: Prior to commencement of any operations with the City, the provider must file with the emergency medical service advisory board all policies of general liability insurance, automobile liability insurance, workers compensation insurance and medical malpractice insurance which policies must be issued by an insurance company qualified to do business in the state and which policies shall contain the following conditions and stipulations and shall be approved as to form and content by the City attorney:
- The term of all such insurance policies shall be for a period of not less than one year. Proof of insurance must be provided on a yearly basis.
 - The general liability and automobile liability insurance policies shall provide not less than limits of liability for each accident causing bodily injury (including death at any time resulting therefrom), \$5,000,000.00 for each person, \$5,000,000.00 for each accident and \$5,000,000.00 for property damage sustained in any accident.
 - The medical malpractice insurance policy(ies) shall provide limits of liability for each accident causing bodily injury (including death at any time resulting therefrom) of \$500,000.00 for each person and \$500,000.00 for each accident. Participation in the Patients' Compensation Fund of the state as set forth in LA R.S. 40:1299.44, et seq., shall be deemed to be medical legal liability insurance within the contemplation of this chapter.
 - The workers' compensation insurance policy(ies) shall provide coverage for statutory benefits up to an aggregate amount for any one claim in the amount of \$1,000,000.00. In the event that provider is self-insured, it shall provide evidence of self-insurance along with proof of adequate excess insurance.

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- e. The provider shall furnish the City with a waiver of subrogation against any and all claims for damages or liability arising from their operations within the jurisdiction of the City.
- (4) Inspection of ambulances: Before any operations can commence under any permit with the City, all ambulances must have current motor vehicle inspection stickers issued by the Louisiana Department of Motor Vehicles and each ambulance must be equipped in compliance with the standards for ambulance equipment as contained, inspected, and approved yearly by the Louisiana Department of Health and Hospitals and as is set forth in LA R.S. 40:1235.1. Any ambulance owned or operated by provider, which has a mechanical defect or lacks ambulance equipment, as required by law, must be corrected to conform to the requirements of this section.
- (5) Emergency medical technicians: With reference to emergency medical technicians, the provider must agree as follows:
 - a. No ambulance will transport an emergency patient with the transport originating in or from the city unless it is an advanced life support ambulance capable of providing advanced life support services and staffed in accordance with State and Federal law.
 - b. No person shall provide services in any capacity on an emergency medical response vehicle unless he is the holder of a certification by the department of health and hospitals; or a certification of an emergency medical responder, and emergency medical technician issued by the National Registry of Emergency Medical Technicians; or a certificate of licensure as a registered nurse; or is a physician or surgeon licensed to practice medicine by the Louisiana State Board of Medical Examiners. No person shall provide services in any capacity without holding a valid certification of cardiopulmonary resuscitation issued by the American National Red Cross or the American Heart Association.
 - c. Provider shall, at all times, under penalty of revocation, certify that all persons serving on said ambulance meets the following qualifications:
 - 1. The caregiver is a person of at least 18 years of age.
 - 2. The caregiver is an emergency medical technician who meets all state certification requirements and is in good standing with the Bureau of Emergency Medical Services of Louisiana as memorialized in LA R.S. 40:1231 et seq.
 - 3. All employees of the provider who shall operate an ambulance within the jurisdiction of the City shall have been issued and be in possession of a valid driver's license for the operation of said vehicle as required by the state. Additionally, the provider shall, at all times, certify, under the penalty of permit revocation, that all drivers of its ambulances meet the following criteria:
 - i. The driver is a person of at least 18 years of age; and
 - ii. The driver is a Louisiana certified emergency medical responder, emergency medical technician-basic, certified emergency medical technician - intermediate, or certified emergency medical technician - paramedic.
- (6) Standards for ambulance equipment: The provider must warrant that each ambulance will carry at all times, when the ambulance is in use, the minimum essential equipment necessary for either basic or advanced life support including, but not limited to, a space for a driver, two attendants and a minimum of two litter patients so positioned that at least one patient can be given intensive life support during transit. Furthermore, the vehicle must be permanently equipped, as part of its regular equipment, with the minimum essential equipment and appropriate sizes for treating infants, children, and adults consistent with the bureau of emergency medical services protocols.
- (7) Ambulance performance standards: The provider must warrant as follows:
 - a. That it shall not unreasonably refuse to respond to a request for emergency service within the jurisdiction of the City.
 - b. The provider warrants that it shall not refuse to respond to a request for emergency service on the grounds of the patient's inability to pay for such service.
- (8) Review of rates and financial information: As to the review of rates, charges and financial information, the provider must agree as follows:
 - a. The provider shall submit a schedule of its charge master rates for all services to the emergency medical service advisory board for review, at least once per year at such time and in such format as may be designated by the emergency medical service advisory board. The provider will not exceed the charges for base rate, mileage rate per run, supplies, oxygen and any other services included in the provider's schedule of charge master rates at the time service is provided. A statement of the provider's charge master rates for the initial year of the initial term is attached to the contractual agreement as Exhibit "A." The issuance of a permit to Provider is ipso facto acceptance of the charge master rates provided. The provider acknowledges that it is responsible for billing and collecting for services rendered. All fees for services rendered shall remain the property of provider. The provider will be allowed to add and/or modify items that represent new and/or changing technology, equipment, services and pharmaceuticals and to charge reasonable fees for said new items that are added. The provider shall be entitled to an annual increase in rates in accordance with the provider's schedule of charge master rates, on January 1 of each year that a permit is in effect, which rates shall not exceed the charge master rates charged in other areas of the State of Louisiana without the need for approval by the emergency medical service advisory board or the City council provided that such rates do not exceed the greater of five percent or the Medicare Inflation factor for the year at the time of renewal of the permit. However, should such increase in rates exceed that amount as set forth herein, the increased rates shall not go into effect without first obtaining the written approval of the emergency medical service advisory board and the City council. Approval by the city council shall be by resolution. Notice of any increase in rates shall be reported to the city council and emergency medical service advisory board at least 30 days prior to the effective date of such increase.
 - b. The provider shall present to the emergency medical service advisory board an annual audit of owner/operator's financial statements and activities. A copy of every such annual audit must be provided to the emergency medical service advisory board. The provider shall have the right to demand that all audited financial statements and any other proprietary information, as deemed proprietary by the provider, be reviewed and discussed in executive session of the emergency medical service advisory board and not be considered a public record, as allowable by Louisiana law.
- (9) Corporate citizenship: The provider must agree, when available, to provide ambulance stand-by at no charge for high school/college football games within the City. The provider must also agree, when available, to provide such other stand-by service as is requested by the City for similar events at a reasonable charge.
- (10) Maintenance of vehicles: All ambulances shall at all times be adequately maintained, serviced and mechanically sound. The provider shall maintain maintenance records that may be inspected by the emergency medical service advisory board as requested.
- (11) Vehicle locating system: Each ambulance provided must be equipped with global positioning satellite (GPS) or equivalent technology and the provider must maintain all necessary licenses, permits, etc. necessary pursuant to any state, federal, and local laws and regulations to enable the provider to operate said system.

Section 14

City will agree as follows:

CITY OF OPELOUSAS
OPELOUSAS, LOUISIANA
REGULAR MEETING MINUTES
JUNE 13, 2023

- a. Will instruct and inform all interested parties (such as but not limited to 911 director, etc.) that the only permitted providers are allowed to respond to emergency (911 and other) and non-emergency ambulance transportation originating in or from the jurisdiction of the City.
 - b. City will obey the terms and conditions of this ordinance and take all steps necessary (including criminal prosecution) to prevent any unauthorized operation of ambulance service within the jurisdiction of the City during the term of any permit. Unauthorized operation of an ambulance service is the situation where both the origin of the service takes place within the jurisdiction of the City without the operator having a permit with city to provide such ambulance service.
 - c. City will enforce this ordinance and all laws, rules, regulations and ordinances governing unauthorized ambulance operation within the jurisdiction of the City.
 - d. The City will acknowledge that any unauthorized operation (by other than the permitted provider(s)) will cause financial harm to the permitted provider(s) such that any permitted provider may seek any appropriate relief against such other person/entity, including injunctive relief.
- (13)Revocation of a permit: Each of the following acts, omissions or occurrences shall constitute an event of default entitling city to revoke a permit:
- a. Failure by the provider to observe and perform, in any material way, any covenant, warranty, term or provision of this ordinance including in the event of default as specified herein, which failure shall continue for a period of 60 days after notice thereof is given to the provider by city such failure and requesting that it be remedied;
 - b. The provider shall cease doing business as a going concern;
 - c. The provider's financial reports to city demonstrate financial instability or insolvency;
 - d. The provider shall commence a voluntary case or other proceeding in bankruptcy or seek liquidation, reorganization, arrangement, readjustment of its debts or for any other relief under the federal bankruptcy laws, as now existing or as may be amended from time to time, or under any other insolvency act or law, state or federal, now or hereinafter existing, or shall take any other action indicating its consent to, approval, or acquiescence in any such case or proceeding; the provider shall apply for, or consent to or acquiesce in, the appointment of a receiver, liquidator, custodian, sequestration, or a trustee for all or a substantial part of its property; the provider shall make an assignment of a substantial portion of its assets for the benefit of its creditors; the provider shall fail, or shall admit in writing its failure to pay its debts generally as such debts become due or;
 - e. There shall be filed against the provider an involuntary petition in bankruptcy or seeking liquidation, reorganization, arrangement, readjustment of its debts or any other relief under the federal bankruptcy laws, as now existing or as may be amended from time to time, or under any other insolvency act or law, state or federal, now or hereafter existing, or a receiver, liquidator, custodian, sequestration, or trustee of the provider for all or a substantial part of its property shall be appointed without the consent or approval of provider or a warrant of attachment, execution or similar process against any substantial part of the property of the provider is issued; and the continuance of any such event or events for 30 days undismissed or undischarged or within such 30 days, the entering of an order for relief under the United States Bankruptcy Code.
- (14)Termination by the provider: The provider will be entitled to terminate any permit concerning the provision of ambulance services upon the occurrence of an event of default as hereinafter set forth:
- a. Failure by the City, by its own fault, to observe or perform any covenant, warranty, term or provision of this ordinance;

Section 15

The city council, in accordance with La. R.S. 33:4791.1, does hereby find and declare the following:

- a. The provision of consistent high-quality emergency and non-emergency ambulance service, and any and all aspects attendant to emergency and non-emergency operations provided by qualified personnel with advanced life support equipment, is essential to health, safety and welfare of the citizens and people within the jurisdiction of the City.
- b. Exclusive or limited permitting of ambulance service, for the provision of emergency medical services, to the 911 or other emergency communication dispatcher of the city—city is essential to maintaining quick response time.
- c. It is in the best interest of the citizens within the jurisdiction of the City to limit the permitted providers of emergency and non-emergency ambulance service, in order to demand accountability of the provider as well as to guarantee the stability and access to ambulance service.

Opelousas, Louisiana this 13th day of June, 2023.

ATTEST:



LEISA ANDERSON, CITY CLERK


JULIUS ALSANDOR, MAYOR

ADOPTION OF RESOLUTIONS

ADOPT A RESOLUTION APPROVING ENTRY OF A SERVICES CONTRACT WITH META TRAFFIC, LLC.

RESOLUTION NO. 17 OF 2023

**A RESOLUTION APPROVING ENTRY OF A SERVICES CONTRACT
WITH META TRAFFIC, LLC**

WHEREAS, MetaTraffic, LLC has proposed a Services Agreement with City of Opelousas for the provision of services related to the City's photo speed enforcement Ordinance;

WHEREAS, City of Opelousas considered the services contract at a public meeting on June 13, 2023;

WHEREAS, on Motion of councilmember Charles Cummings to approve entry of the services agreement and second by councilmember Milton Batiste III, a roll call vote was held, and the following votes were recorded:

Yea: Marvin Richard, Milton Batiste III, Delita Rubin-Broussard, Charles Cummings, Sherell Roberts, and Chasity Davis-Warren.

Nay: None.

Absent: None.

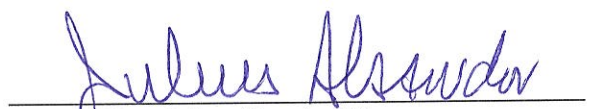
NOW THEREFORE, BE IT RESOLVED by the governing authority of the City of Opelousas, that City of Opelousas is authorized to enter the proposed Services Agreement with MetaTraffic, LLC, and Mayor Julius Alsandor shall be authorized to sign any and all documents necessary to bind City of Opelousas to the Services Agreement.

Opelousas, Louisiana this 13th day of June, 2023.

Attest:



Leisa Anderson, City Clerk


Hon. Julius Alsandor, Mayor

CITY OF OPELOUSAS
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ADOPT A RESOLUTION APPROVING ACCEPTANCE OF AN ACT OF DEDICATION BY CROWNE BUSINESS PARC, LLC.

RESOLUTION NO. 18 OF 2023
A RESOLUTION APPROVING ACCEPTANCE OF AN ACT OF DEDICATION
BY CROWNE BUSINESS PARC, LLC

WHEREAS, Crowne Business Parc, LLC (hereafter "Developer") has developed property in Sections 135 and 136, Township 6 South, Range 4 East and Section 155, Township 7 South, Range 4 East, St. Landry Parish, which it has named "Crowne Business Parc";

WHEREAS, Developer wishes to dedicate to City of Opelousas a street right-of-way known as Crowne Parc Drive, as well as the drainage system, water distribution system, and sewer collection system with appropriate easements;

WHEREAS, proposed acceptance of the dedication passed before the governing authority at a public meeting held June 13, 2023, with a lawful quorum present;

WHEREAS, Councilmember Charles Cummings moved to approve acceptance of the dedication and a second was made by Councilmember Marvin Richard. Thereafter, a roll call vote was held, and the following votes were recorded:

Yea: Milton Batiste III, Delita Rubin-Broussard, Charles Cummings, Sherell Roberts, Chasity Davis-Warren, and Marvin Richard.

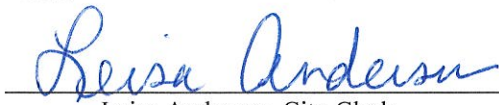
Nay: None.

Absent: None.

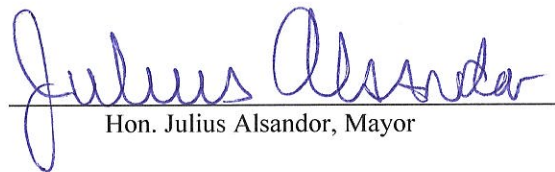
NOW THEREFORE, BE IT RESOLVED by the governing authority of the City of Opelousas, that City of Opelousas is authorized to accept the dedication from Crowne Business Parc, LLC, and Mayor Julius Alsandor shall be authorized to sign all documents necessary to accept the dedication.

Opelousas, Louisiana this 13th day of June, 2023.

Attest:



Leisa Anderson, City Clerk



Hon. Julius Alsandor, Mayor

ADOPT A RESOLUTION AUTHORIZING THE MAYOR TO APPLY FOR FY 2023 BUREAU OF JUSTICE ASSISTANCE BUREAU ASSISTANCE (BJA) OF THE OFFICE OF JUSTICE PROGRAMS (OJP), U. S. DEPARTMENT OF JUSTICE IN THE AMOUNT OF ONE HUNDRED FORTY-NINE THOUSAND SIX HUNDRED TWENTY-FOUR DOLLARS AND EIGHT CENTS (\$149,624.08) ON BEHALF OF THE OPELOUSAS POLICE DEPARTMENT.

On a motion by Alderwoman Sherell Roberts and seconded by Alderman Marvin Richard, the following Resolution was offered for adoption:

RESOLUTION NO. 19 OF 2023
A RESOLUTION AUTHORIZING THE MAYOR TO APPLY FOR FY 2023 BUREAU OF JUSTICE ASSISTANCE BUREAU ASSISTANCE (BJA) OF THE OFFICE OF JUSTICE PROGRAMS (OJP), U. S. DEPARTMENT OF JUSTICE IN THE AMOUNT OF ONE HUNDRED FORTY-NINE THOUSAND SIX HUNDRED TWENTY-FOUR DOLLARS AND EIGHT CENTS (\$149,624.08) ON BEHALF OF THE OPELOUSAS POLICE DEPARTMENT

WHEREAS, the Bureau of Justice Assistance (BJA) Grants are to assist with the overtime pay; and LPR – License Plate Reader Cameras; and

WHEREAS, Council desires to authorize the Mayor to apply for said Grant.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF OPELOUSAS,
PARISH OF ST. LANDRY AND STATE OF LOUISIANA:

Section 1. That the Mayor be and he is hereby authorized and directed to apply for the FY 2023 BUREAU OF JUSTICE ASSISTANCE (BJA) GRANT to help defray the cost for OVERTIME RATE and technology equipment for the Opelousas Police Department.

Section 2. That Council does hereby further accept said Grant on behalf of the City of Opelousas should it be awarded to the Opelousas Police Department.

Section 3. That it is found and determined that all formal actions of this Council concerning and relating to this legislation were adopted in an open meeting of this Council and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 4. That this Resolution shall take effect and be in force from and after the earliest period allowed by law.

A roll call vote was taken with the following results:

YEAS: Delita Rubin-Broussard, Charles Cummings, Sherell Roberts, Chasity Davis-Warren, Marvin Richard, and Milton Batiste III.

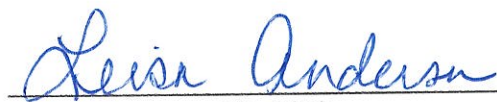
NAYS: None.

ABSENT: None.

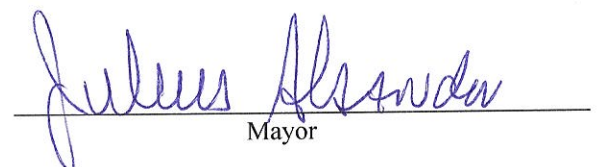
ABSTAINING: None.

THEREUPON, the above Resolution was declared adopted on this 13th day of June 2023.

ATTEST:



City Clerk



Mayor

CONSENT AGENDA (PERSONNEL)

On a motion by Alderman Milton Batiste III and seconded by Alderwoman Delita Rubin-Broussard and Alderman Marvin Richard, it was resolved to approve the following Personnel items:

- Ratify the corrected, effective date of Fire Operator Carson Ray's Resignation from 05/13/2023 to 05/10/2023.
- Approve Permanent Police Lieutenant Brodie S. Ortego's Extended Sick Leave, effective 04/30/2023.
- Approve Probational Police Officer Shakira M. Williams's Confirmation to Permanent Police Officer, effective 05/10/2023.

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- Accept Permanent Police Officer First Class Bowman B. Bob's Resignation, effective 05/13/2023, and approve payment in the amount of \$6,231.78 for 262 hours of unused Annual Leave and 5 hours of unused Compensatory Time, pending verification by Opelousas Fire & Police Civil Service Board.
- Accept Permanent Police Officer First Class Corey L. Dekerlegand's Resignation, effective 05/13/2023, and approve payment in the amount of \$10,306.94 for 496 hours of unused Annual Leave and 8.5 hours of unused Compensatory Time, pending verification by Opelousas Fire & Police Civil Service Board.
- Accept Probational Police Officer Sarah M. Winbush's Resignation, effective 05/22/2023.
- Approve Permanent Police Lieutenant Michael L. Lacombe's Termination of Sick Leave, effective 05/29/2023.
- Approve Provisional Police Communications Officer Dawn J. Daigle's Termination of Provisional Appointment, effective 06/02/2023.
- *Approve the Police Chief's Recommendation of Hire of Grace Hadley as a Police Officer Recruit, effective 06/26/2023*

A roll call vote was taken with the following results:

YEAS: Charles Cummings, Sherell Roberts, Chasity Davis-Warren, Marvin Richard, Milton Batiste III, and Delita Rubin-Broussard.

NAYS: None.

ABSENT: None.

EXECUTIVE SESSION

• *Status Report, In re: City of Opelousas, Docket No. CWA-06-2022-176, United States Environmental Protection Agency, Region 6.*
On a motion by Alderman Charles Cummings, seconded by Alderman Milton Batiste III and unanimously carried, it was resolved to go into Executive Session at 7:48 p.m. On a motion by Alderwoman Delita Rubin-Broussard, seconded by Alderman Charles Cummings and unanimously carried, it was resolved to close the Executive Session at 8:11 p.m. On a motion by Alderwoman Delita Rubin-Broussard, seconded by Alderwoman Sherell Roberts and unanimously carried, it was resolved to return to Regular Session present Attorney's status report. On a motion by Alderwoman Delita Rubin-Broussard, seconded by Alderman Marvin Richard and unanimously carried, it was resolved to authorize the City Attorney to negotiate up to \$12,000 for the EPA settlement. A roll call vote was taken with the following results:

YEAS: Sherell Roberts, Chasity Davis-Warren, Marvin Richard, Milton Batiste III, Delita Rubin-Broussard, and Charles Cummings.

NAYS: None.

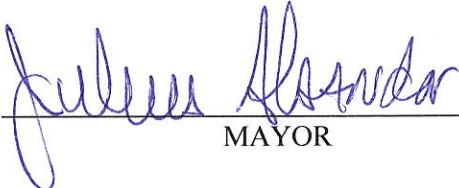
ABSENT: None.

There being nothing further to come before the Council, on a motion by Alderman Milton Batiste III, seconded by Alderwoman Delita Rubin-Broussard and unanimously carried, it was resolved that the meeting be adjourned. The meeting was adjourned at 8:14 p.m.

ATTEST:



CITY CLERK



MAYOR